

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

RESINK ET AL.

Atty. Ref.: 3665-178

Serial No. 10/578,672

Group: 1645

Filed: May 9, 2006

Examiner: Archie, Nina

For: IDENTIFICATION OF DIAGNOSTIC MARKERS FOR
COMMUNICABLE SUBACUTE SPONGIFORM
ENCEPHALOPATHIES

* * * * *

January 12, 2009

Mail Stop 16

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

REFUND REQUEST

The Office is requested to refund the undersigned's Deposit Account for the \$980.00 (Fee Code 1253) debited to Deposit Account No. 14-1140 in the monthly statement of November 2008, copy attached. A further explanation of the charge is requested in the event the Patent Office continues to believe the charge was appropriately made.

The attached Deposit Account Statement indicates that the Patent Office charged the undersigned's Deposit Account \$980 on November 24, 2008. The undersigned filed a Response on October 22, 2008, in response to the Office Action mailed June 23, 2008. The Office Action of June 23, 2008 set a three months response due date, which fell on September 23, 2008. See, page 1 of the Office Action dated

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June 23, 2008 ("A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION"). The filing of the Response on October 22, 2008 is submitted to have required a one month extension fee and should not have required a second and third month extension fee, which has apparently been charged to the undersigned's Deposit Account on November 24, 2008. A refund of this erroneously charge of \$980 to the undersigned's Deposit Account No. 14-1140 is hereby requested.

Respectfully submitted,

NIXON & VANDERHYE P.C.

By: /B. J. Sadoff/
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Jeroni



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Deposit Account Statement

Requested Statement Month: November 2008
Deposit Account Number: 141140
Name: NIXON & VANDERHYE P.C.
Attention: MICHELLE N. LESTER
Street Address 1: 901 NORTH GLEBE ROAD, 11TH FLOOR
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Country: UNITED STATES

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
11/24	1	10578672	BJS-3665-178	1253	\$980.00	\$6,299.32 ✓